IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 13TH AUGUST 2007 / 22ND SRAVANA 1929

Bail Appl..No. 4864 of 2007()

(CRIME NO.573 OF 2007 OF KOTHAMANGALAM POLICE STATION)

PETITIONER/2ND ACCUSED:

DILNA SONY, AGED 35 YEARS,
W/O.SONY, MATHAKUNNAN KULASSERIL HOUSE,
MATHIRAPPILLY, KOTHAMANGALAM.

BY ADV. SRI.PEEYUS A.KOTTAM

RESPONDENT: COMPLAINANT:

STATE OF KERALA,
RPRESENTED BY SUB INSPECTOR OF POLICE,
KOTHAMANGALA POLICE STATION, REP.BY
PUBLI PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM,
(INVESTIGATION OFFICER IN CRIME NO.573/2007 OF
KOTHAMANGALAM POLICE STATION).

BY PUBLIC PROSECUTOR SRI. S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/08/2007 ALONG WITH B.A.NO.4892 OF 2007 AND CONNECTED CASES, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.Nos.4864, 4865, 4867, 4868, 4870, 4892, 4893, 4899, 4905, 4906, 4908, 5019, 5021, 5022, 5023, 5024, 5026 & 5027 of 2007

Dated this the 13th day of August, 2007

ORDER

These applications filed by the common petitioner are all for anticipatory bail. She faces allegations in crimes alleging commission of offences punishable under Section 420 I.P.C. The petitioner has already been granted anticipatory bail in some other similar cases by order dated 24.07.07. The crux of the allegations is that she in collusion with her husband had fraudulently received amounts from job seekers promising to provide employment for them abroad. Employment was not provided. Amounts have not been returned. The petitioner's husband has already been arrested. The petitioner apprehends imminent arrest.

2. The learned counsel for the petitioner submits, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can be granted anticipatory bail in these cases also subject to identical conditions as were imposed on her in the earlier bail applications.

3. In the result, these petitions are allowed. The following directions are issued under Section 438 Cr.P.C.

i) The petitioner shall appear before the learned Magistrate having jurisdiction at 11 a.m on 20.08.2007. She shall be released on

regular bail on condition that she executes bonds in each case for Rs.1,00,000/- (Rupees One lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make herself available for interrogation before the Investigating Officer between 10 a.m and 5 p.m on 21.08.2007 to 24.08.2007. Thereafter she shall make herself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Sundays and Fridays for a period of two months. Subsequently she shall make herself available for interrogation before the Investigating Officer as and when directed by the Investigating Officer;

iii) If the petitioner does not appear before the learned Magistrate as directed in clause (i), directions issued above shall thereafter stand revoked and the police shall be at liberty to arrest the petitioner and deal with her in accordance with law as if those directions were not issued at all;

iv) If the petitioner were arrested prior to her surrender on 20.08.07 as directed in clause (1) above, she shall be released from custody on her executing a bond for Rs.1,00,000/- (Rupees One lakh only) without any sureties undertaking to appear before the learned Magistrate on 20.08.07.

(R.BASANT, JUDGE)

rtr/-